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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, JANUARY 17, 2002

APPLICATION OF

DTE ENERGY MARKETING, INC.

CASE NO. PUE020069

Formerly CASE NO. PUE000351

For a license to conduct
business as competitive
service provider in electric
retail access pilot programs

DISMISSAL ORDER

On July 5, 2000, DTE Energy Marketing, Inc. ("DTE" or "the Company"), completed an application, docketed as Case No. PUE000351, with the State Corporation Commission ("Commission") for licensure to conduct business as an electric competitive service provider. The Company proposed to provide competitive electric services in the retail access pilot programs of Virginia Electric and Power Company ("Virginia Power") and Appalachian Power Company d/b/a American Electric Power-Virginia ("AEP-VA").

By Order dated August 24, 2000, DTE was granted License No. PE-3 to provide competitive electric service to commercial and industrial customers within the Virginia Power and AEP-VA retail access pilots. In granting this license, the Commission stated

in its Order that the license would expire upon termination of the pilot programs unless otherwise ordered by the Commission.

On June 19, 2001, the Commission entered its Final Order in Case No. PUE010013, adopting its Rules Governing Retail Access to Competitive Energy Services ("Retail Access Rules"), 20 VAC 5-312-10, et seq. This Order provided that each competitive service provider that wished to convert its pilot license to a permanent license to participate in retail access must submit a request to do so in writing to the Commission on or before August 31, 2001. We directed that: (i) each such request must include an attestation that the information provided and updated in its application for a pilot license is true and correct; (ii) the Company must attest that it will abide by all applicable regulations of the Commission, as required by 20 VAC 5-312-40 B; and (iii) the Company must include any changes to information previously provided to the Commission, as required by 20 VAC 5-312-20 R.

To date, DTE has not filed a request to convert its pilot license to a permanent license.

NOW UPON CONSIDERATION of DTE's failure to request to convert its pilot license to a permanent license, the Commission is of the opinion and finds that DTE's pilot license has expired, and this matter should be closed. Accordingly,

IT IS ORDERED THAT:

(1) This matter shall be docketed and assigned Case No. PUE020069.

(2) DTE's License No. PE-3 to provide competitive electric service to commercial and industrial customers in conjunction with the Virginia Power and AEP-VA retail access pilots has expired. As a result, DTE is no longer authorized to act as a competitive service provider in Virginia but may reapply for licensure at any time.

(3) This case is hereby dismissed.